

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,

Case No. 10-CR-0230(2) (PJS/FLN)

Plaintiff,

v.

ORDER

FRANCISCO JAVIER CARREON-
GARCIA,

Defendant.

Thomas M. Hollenhorst, UNITED STATES ATTORNEY'S OFFICE, for plaintiff.

Katherian D. Roe, OFFICE OF THE FEDERAL DEFENDER, for defendant.

On January 13, 2011, defendant Francisco Javier Carreon-Garcia pleaded guilty to conspiracy to distribute marijuana. On September 27, 2011, the Court sentenced Carreon to 121 months in prison and 5 years of supervised release. The government has now filed a motion pursuant to Rule 35(b) of the Federal Rules of Criminal Procedure asking the Court to reduce Carreon's sentence to 80 months. Carreon does not object to the motion.

Having reviewed the parties' submissions, the Court finds that Carreon provided substantial assistance in investigating and prosecuting other persons and that Carreon's substantial assistance involved information that he provided "to the government within one year of sentencing, but which did not become useful to the government until more than one year after sentencing." Fed. R. Crim. P. 35(b)(2)(B). The government's motion [ECF No. 942] is therefore GRANTED, and Carreon's sentence is amended to 80 months in prison.

SO ORDERED.

Dated: December 23, 2013

s/Patrick J. Schiltz

Patrick J. Schiltz

United States District Judge